



**FILED**

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**BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF CALIFORNIA**

Order Instituting Rulemaking to  
Implement the Commission's  
Procurement Incentive Framework and  
to Examine the Integration of  
Greenhouse Gas Emissions  
Standards into Procurement Policies

R.06-04-009

**NOTICE OF  
EX PARTE COMMUNICATION**

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Counsel to the Energy Producers and  
Users Coalition

October 11, 2006

**BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF CALIFORNIA**

Order Instituting Rulemaking to Implement the Commission's Procurement Incentive Framework and to Examine the Integration of Greenhouse Gas Emissions Standards into Procurement Policies
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R.06-04-009

**NOTICE OF  
EX PARTE COMMUNICATION**

Pursuant to Rules 1.4, 7, and 7.1 of the Rules of Practice and Procedure of the California Public Utilities Commission (Commission), the Energy Producers and Users Coalition (EPUC), hereby submits this notice of the following Ex Parte communication in the above-referenced proceeding.

On October 9, 2006, EPUC provided a summary of its position in this proceeding to President Peevey and Rami Kahlon, via US mail. EPUC stated that the Commission should adopt as an objective to "accommodate ongoing cogeneration options and encourage new cogeneration through a well-tailored emissions performance standard (EPS). Specifically, EPUC has requested that existing gas-fired cogeneration facilities be grouped with the combined cycle gas powerplants "deemed in compliance" with the EPS under SB 1368. EPUC has also requested that if existing gas-fired powerplants are included under the EPS, a standard of 1.1 to 1.4 lbs/kWh should be established to assure that no existing gas-fired facilities are pushed outside of the pool of available resources. Finally,

EPUC has advocated adoption of a specific formula for determining cogeneration emissions rates, which recognizes the thermal energy output from the facility:

**Total Emissions**

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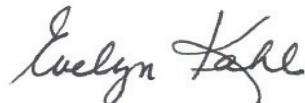
**kWh of electricity + Btus of thermal energy converted to kWh**

Thermal Btu would be converted to equivalent kWh using the standard engineering conversion factor of 3415 Btu/kWh.”

To request a copy of this notice, please contact:

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Respectfully submitted,



Evelyn Kahl

Counsel to the Energy Producers  
and Users Coalition

Dated: October 11, 2005

**Energy Producers and Users Coalition**  
**SUMMARY OF POSITION IN**  
**R.06-04-009 (Phase I: EPS Implementation)**

Accommodate ongoing cogeneration options and encourage new cogeneration through a well-tailored emissions performance standard (EPS). Specifically, EPUC has requested that existing gas-fired cogeneration facilities be grouped with the combined cycle gas powerplants “deemed in compliance” with the EPS under SB 1368. EPUC has also requested that if existing gas-fired powerplants are included under the EPS, a standard of 1.1 to 1.4 lbs/kWh should be established to assure that no existing gas-fired facilities are pushed outside of the pool of available resources. Finally, EPUC has advocated adoption of a specific formula for determining cogeneration emissions rates, which recognizes the thermal energy output from the facility:

**Total Emissions**

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**kWh of electricity + Btus of thermal energy converted to kWh**

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